

LAW OFFICES OF  
**McGINN INTELLECTUAL PROPERTY LAW GROUP, PLLC**

A PROFESSIONAL LIMITED LIABILITY COMPANY  
PATENTS, TRADEMARKS, COPYRIGHTS, AND INTELLECTUAL PROPERTY LAW  
8321 OLD COURTHOUSE ROAD, SUITE 200  
VIENNA, VIRGINIA 22182-3817  
TELEPHONE: (703) 761-4100  
FACSIMILE/DATA: (703) 761-2375; 761-2376  
E-MAIL: MCGINNGIBB @ AOL.COM / ADMIN @ MCGINNIPLAW.COM  
SENDER'S E-MAIL: JHOWARD @ MCGINNIPLAW.COM

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SEAN M. MCGINN  
PHILLIP E. MILLER†  
FREDERICK E. COOPERRIDER†  
JAMES E. HOWARD†  
JAMES N. DRESSER  
JOHN J. DRESCH  
SCOTT M. TULINO  
J. BRADLEY WRIGHT†

†MEMBER OF BAR OTHER THAN VA

October 13, 2005

**VIA FACSIMILE**

To: Examiner Thai Ba Trieu  
Group Art Unit: 3748  
U.S.P.T.O.

Facsimile No.: (571) 273-8300

From: James E. Howard

Facsimile No.: (703) 761-2375 or 76

Re: Enclosed Amendment After Final Rejection Under 37 CFR §1.116  
U.S. Patent Application Serial No. 10/776,348  
Docket No.: J07-166804M/AIO

Dear Examiner Trieu:

Enclosed for filing is an Amendment in response to the Final Office Action mailed on August 3, 2005, which should place the above-referenced case in condition for allowance.

Thank you in advance for your kind consideration on this case.

Very truly yours,



James E. Howard

JEH/geb

Enclosures

Total pages transmitted: 10

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of**

Ando et al.

**Serial No.:** 10/776,348

**Group Art Unit:** 3748

**Filed:** February 12, 2004

**Examiner:** Thai Ba Trieu

**For:** VARIABLE NOZZLE CONTROL APPARATUS OF TURBOCHARGER

Honorable Commissioner of Patents  
Box AF  
Alexandria, VA 22313 - 1450

**AMENDMENT AFTER FINAL REJECTION UNDER 37 C.F.R. §1.116**

Sir:

In response to the Office Action dated August 3, 2005, please amend the above-identified application as follows:

**INTRODUCTORY COMMENTS**

Claims 2, 4-6, and 8-18 are all the claims presently pending in the application. Claims 2, 4-5, and 8-12 are amended to more clearly define the invention. Claims 2 and 4-5 are independent.

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